

Martin N. Cepkauskas Director of Real Estate San Francisco Realties Sunical,Land & Livestock 2005 JUL 27 Fil 2: 17 San Francisco, CA 94103-3202 Telephone 415 777-8196 Fax 415 543-3490 email: mcepkauskas@hearst.com

Control (Control of Cotto)

#### **VIA CERTIFIED MAIL**

June 24, 2005

State Water Resources Control Board Division of Water Rights P. O. Box 2000 Sacramento, CA 95812-2000

RE: <u>Hearst Holdings – Supplement Statement of Water</u> <u>Diversion and Use</u>

To Whom It May Concern:

Attached are the 2002, 2003, 2004 Supplemental Statement of Water Division and Use forms for:

S015383 S015382 S010771

Sincerely,

Marty Cepkauskas

Start Start

MC/sgm

Encl.

#### State of California, State Water Resources Control Board **Division of Water Rights** P.O. Box 2000, Sacramento, CA 95812-2000 Info: (916) 341-5300, FAX: (916) 341-5400 Web: <a href="http://waterrights.ca.gov">http://waterrights.ca.gov</a>

2002, 2003, 2004

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information. Notify this office if ownership or address changes occur during the coming year. Please Complete and Return This Form by JULY 1, 2005.

\*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Owner of Record: HEARST HOLDINGS INC;

. 2005 JUN 27 Pii 12: 17

2000年前后18

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING: **HEARST HOLDINGS INC** C/O MARTIN CEPKAUSKAS 5 THIRD ST STE 200 **SAN FRANCISCO, CA 94103-3203** 

197

STATEMENT NO.: S010771 CONTACT PHONE NO.: (415)777-8196

ARROYO DE LA CRUZ Source Name: PACIFIC OCEAN Tributary To: San Luis Obispo Year of First Use: County: **Diversion Within:** 1/4 of 1/4 Section 35, T25S, R06E, MB&M **Parcel Number:** A. Water is Used Under: Riparian claim Pre-1914 right \_\_ Year of First Use: (Please provide if missing above) Amount of Use: Enter the amount (or the approximate amount) of water used each month, using the table below. THE HEARSIG-LEER AND RATION Other Million Gallons (MG) Amounts below are in: Gallons July DILY Aug OF Sept Ed Toct Mar Jan Feb Apr May June Nov Dec Total INTO CENTRADSICAS Annual ر میر اندا ما د خر 2002 2003 Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc. Irrigation Irrigated Pastures acres; Stockwatering 1000-2000 ; Domestic Cattle Other (specify) Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.) Please answer only those questions below which are applicable to your project. Conservation of water Are you now employing water conservation efforts? YES Describe any water conservation efforts you have initiated: b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved: Reduction in Diversions:, \_\_\_ (AF/MG) Year \_\_\_ \_ \_\_\_\_(AF/MG) Year Reduction in consumptive use: \_\_\_\_ (AF/MG) Year \_\_\_ \_\_\_\_\_(AF/MG) Year \_

ST-SUPPL (1-05)

Page 1 of 2

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_

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2. Wa	iter quality and	wastewater reclar	nation							
a.	Are you now a degree whi	or have you been ich unreasonably a	using reclassifiects suc	aimed water h water for c	from a v ther ben	rastewater treatment feficial uses? YES	facility, desalir NO	nation facility o	r water pollute	ed by waste to
b.	If you are cla appropriative supply used:	right under section	the subst in 1010 of	itution of red the Water C	claimed woode, plea	rater, desalinated wate se show amounts of r	er or polluted reduced divers	water in lieu of sions and amo	f a claimed pro unts of substi	e-1914 tute water
	Amount of re Year	duced diversion:	(AF/MG)	Year		(AF/MG) Y	ear		_ (AF/MG)	
		e of substitute wat			1			. 4		
	Amount of su	ıbstitute water sup	ply used:	Vear		(AF/MG) Y	'ear		(AE/MC)	
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	I have data to	o support the abov	e surface	water use re	ductions	due to the use of a su	ubstitute watei	r supply. YES ˈ	NO .	<del></del> '
3. Cor	njunctive use o	f surface water an	d groundw	ater	1			I		
a.	Are you now	using groundwate	r in lieu of	surface wat	er? YES	NO				•
b.		iming credit due to show the amount				r for a claimed pre-19	14 appropriati	ve right under	section 1011	.5 of the Wate
	Year		(AF/MG)	Year	1	(AF/MG) Y	'ear	. 1	_(AF/MG)	
						due to the use of grou		_		
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l unders	tand that it may	y be necessary to	document	the water sa	vings cla	imed in "F" above if co	redit under Wa	ater Code sec	tions 1010 an	d 1011 is
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There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A <u>riparian right</u> enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An <u>appropriative right</u> is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office.

We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

## Winston H. Hickox Secretary for

Environmental

Protection

State Water Resources Control Board

**Division of Water Rights** 

1001 I Street, 14th Floor • Sacramento, California 95814 • (916) 341-5426 Mailing Address: P.O. Box 2000 • Sacramento, California • 95812-2000 FAX (916) 341-5400 • Web Site Address: http://www.swrcb.ca.gov Division of Water Rights: http://www.waterrights.ca.gov E-Mail: siyer@waterrights.swrcb.ca.gov



**Grav Davis** Governor

December 12, 2001

In Reply Refer to:341:SI:20026A, 25881, 27126, 27212, S1238 & S10771

Martin Cepkauskas 5 Third Street, Suite 200 San Francisco, CA 94103

Dear Mr. Cepkauskas:

LICENSE 10924A (APPLICATION 20026A), PERMIT 20775 (APPLICATION 27126), PERMIT 20906 (APPLICATION 27212) UNNAMED SPRINGS, STATEMENT 10771 ARROYO DE LA CRUZ, AND PERMIT 19247 (APPLICATION 25881) ARROYO DE LA CRUZ UNDERFLOW IN SAN LUIS OBISPO COUNTY; STATEMENT 1238 UNNAMED SPRING IN SISKIYOU COUNTY

This letter is to follow up your July 2001 letters concerning changes to the mailing address and designation of an agent for the water rights owned by The Hearst Corporation.

Unless notified otherwise within 30 days, we will update our records for ownership of the above referenced appropriative water rights to read as follows:

The Hearst Corporation c/o Martin Cepkauskas 5 Third Street, Suite 200 San Francisco, CA 94103 Tel #: (415) 777-8196

#### Water Right Reporting:

An appropriative water right permit or license can be reduced or revoked after five continuous years of nonuse, or due to noncompliance with permit or license terms and conditions. To track the status and actual water use under the terms and conditions of the permit or license, we distribute a pre-printed form at regular intervals. You are reminded to expeditiously complete and return the reports to the Division.

If you have any questions, please do not hesitate to write or contact me at (916) 341-5426.

Sincerely,

ORIGINAL SIGNED BY

Sriram Iyer **Engineering Associate** Licensing Unit

#### California Environmental Protection Agency

"The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at http://www.swrcb.ca.gov."

SURNAME	
DWR 540	

### STATE WATER RESOURCES CONTROL BOARD, DIVISION OF WATER RIGHTS P.O. BOX 2000, SACRAMENTO, CA 95812-2000 (916) 657-2170

## SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information. Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1999

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## GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A <u>riparian right</u> enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same water shed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

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Statements of Water Diversion and Use must be filed by a riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

- "Statements of Water Diversion and Use"
- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockponds Constructed Prior to 1969"
- "Appropriation of Water in California"

#### STATE WATER RESOURCES CONTROL BOARD **DIVISION OF WATER RIGHTS** P.O BOX 2000, SACRAMENTO, CA 95812-2000 (916) 657-2170

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information IFF FSOURGES.

Notify this office if ownership or address changes occur during the coming year.

99 SEP -1 PM 3: 24 SACREMENTO

OWNER OF RECORD: HEARST CORPORATION

PHILLIP M BATTAGLIA 555 W FIFTH ST STE 4000 LOS ANGELES, CA 90013

STATEMENT NO: S010771

SOURCE: ARROYO DE LA CRUZ TRIBUTARY TO: PACIFIC OCEAN COUNTY: SAN LUIS OBISPO

DIVERSION

WITHIN: 1/4 OF 1/4 SECTION 35, T25S, R6E, MB&M

TELEPHONE NUMBER: (213) 896-6622 YEAR OF FIRST USE: PARCEL NÖ:

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# STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS P.O BOX 2000. SACRAMENTO. CA 95812-2000 (916) 657-2170

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3UP-STATE (12-98)

#### SIDLEY Austin A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

555 West Fifth Street Los Angeles, California 90013-1010 TELEPHONE 213 896 6000

FOUNDED 1866

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HONG KONG LONDON SHANGHAI SINGAPORE

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WRITER'S DIRECT NUMBER

CHICAGO

DALLAS

NEW YORK

WASHINGTON, D.C.

213-896-6653

WRITER'S E-MAIL ADDRESS jrockey@sidley.com

August 5, 1999

Mr. Gerald E. Johns Assistant Division Chief Division of Water Rights State Water Resources Control Board P.O. Box 2000 Sacramento, California 95812-2000

> Re: Supplemental Statement of Water Diversion and Use No. S010771

Dear Mr. Johns:

Enclosed please find the Supplemental Statement of Water Diversion and Use No. S010771. Should you have any questions regarding this statement or the use of water thereunder, please do not hesitate to contact the undersigned.

Sincerely,

Jay D. Rockey

JDR:em Enclosure

Philip M. Battaglia, Esq. (w/encl.) Mr. Stephen T. Hearst (w/encl.)

::ODMA\PCDOCS\LOSANGELES\169889\1 August 5, 1999 (3:23pm)

OCT 26 ROSO NODOFAR

## STATE WATER RESOURCES CONTROL BOARD, DIVISION OF WATER RIGHTS P.O. BOX 2000 SACRAMENTO, CA 95812-2000 (916) 657-2170

## SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

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		1994	X	х	X	х	Х	Х	х	х	X	Х	X	х	2.3	
		1995	Х	X	Х	х	Х	Х	Х	Х	Х	Х	X	х	milli 2.3	on
D.	Pur	pose of	Use - S	pecify nu	umber of	f acres in	rigated.	stock wa	atered, r	ersons	served,	etc.	į.		milli	on
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F.				isted in the spa			of reclain	ned or p	olluted v	vater, pl	ease ind	icate the	e annual	l amoun	nts of recla	imed
	l de	clare unde	er penalti	y of perju	ry that th	e informa	tion in thi	is report i	s true to	the best (	of mv kno	wledge a	nd belief			
		ΓED:	5	29	•	19 <u>96</u>	<u> </u>	•	Franc	_			Ţ		, Cŧ	alifornia
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	СО	MPANY	NAME:	The	·		, porat			cal L	and &	Live	``i		vision	
			See ba	ack of p	age for	General	Informa	ation. If	there is	s insuffi	cient sp	pace for	your a	nswers	,	
			!	please r	number	them in	the spa	ice prov	rided on	the ba	ck of thi	is form.			Wi	R40-1 (4/96)

,	ITEM	CONTINUATION	ų ·	
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#### GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California, riparian and appropriative rights.

A <u>riparian right</u> enables an owner of land bordering a natural lake or stream to take and use water on their riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An <u>appropriative right</u> is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available, including the following:

"Statements of Water Diversion and Use"

"Information Pertaining to Water Rights in California"

"Water Rights for Stockponds Constructed Prior to 1969"

"Appropriation of Water in California"

## PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS

## STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

#### SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S010771

STATEMENT NO: SULUTION OWNER OF RECORD: THE HEARST CORPORATION Philip M. Battaglia, Esq.

ATTACK M XATTACK

c/o Sidley & Austin 555 W. 5th St., Ste. 4000

Los Angeles, CA 90013

SOURCE: ARROYO DE LA CRUZ TRIBUTARY TO: PACIFIC OCEAN COUNTY: SAN LUIS OBISPO

**DIVERSION** 

WITHIN: 1/4 OF 1/4 SECTION 35, T25S, R6E, MDB&M.

YEAR OF FIRST USE: PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

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B. <u>Yea</u>	r of first	use (Pl	ease pro	ovide if n	nissing a	above) _	<del> </del>		•				
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Amou	ınts belo	w are:	🗖 Gal	lons		Acre-feet	t	☐ (oth	er)		- 1 1		—
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CONTINUE ON BACK PAGE

WR40-1 (1/95)

## \*\*\*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\*\*

	Changes in Method of Diversion - I was filed. (New pump, enlarged div			your previous statement
	None			1
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PRII	NTED NAME: <u>Amory</u> (FIRST NAME) MPANY NAME: <u>Sunical Lar</u>	J. (M NAME d and Livesto	)	Vice President (LAST NAME)

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<sup>&</sup>quot;Appropriation of Water in California"

## STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS P.O. Box 2000 Sacramento, CA 95812-2000

## STATEMENT OF WATER DIVERSION AND USE INFORMATION SHEET

DIVERSION SITE:	
OWNER'S NAME The Hearst Corporation, Sunical Division  (FIRST) (MIDDLE) (LAST)	
PARCEL NO. 35, T25S, R6E, MDB & M	
PLACE OF USE: OWNER'S NAME The Hearst Corporation, Sunical Division	
(FIRST) (MIDDLE) (LAST)	
1. PARCEL NO	
2. PARCEL NO.	
3. PARCEL NO.	
PERSON OR FIRM TO RECEIVE ALL CORRESPONDENCE AND SUPPLEMENTAL	
STATEMENTS:	
OWNER/LESSEE/AGENT/OTHER Esquire	
NAME Philip M. Battaglia	
(FIRST) (MIDDLE) (LAST)	
MAILING ADDRESS c/o Sidley & Austin 555 W. 5th St., Ste. 4	000
Los Angeles, CA 90013	
(CITY) (STATE) L (ZIP)	
<b>TELEPHONE NO.</b> $(213)$ 896 - 6622	
OTHERS USING ABOVE DIVERSION LOCATION:	
1. NAME (PIRST) (MIDDLE) (LAST)	-
1	
MAILING ADDRESS	
(CITY) (STATE) (ZIP)	_
TELEPHONE NO. ( )	
2. NAME	
(FIRST) (MIDDLE) (LAST)	
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#### SIDLEY AUSTIN

CHICAGO NEW YORK WASHINGTON, D.C.

**555 West Fifth Street** Los Angeles, California 90013-1010 Telephone 213: 896-6000 FACSIMILE 213: 896-6600

LONDON SINGAPORE TOKYO

FOUNDED 1866

WRITER'S DIRECT NUMBER

(213) 896-6653

May 25, 1995

State Water Resources Control Board Division of Water Rights P.O. Box 2000 Sacramento, California 95812-2000

Attn: Mr. Murt Lininger

Re:

**Progress Report by Permittee for 1994** 

Application:

AO25881

Permit No.:

019247

Supplemental Statement of Water Diversion and Use

Statement No.:

SO10771

Dear Mr. Lininger:

Enclosed please find the above-referenced Supplemental Statement of Water Diversion and Use and Progress Report by Permittee for 1994 relating to those water rights held by our client, The Hearst Corporation, with respect to its San Simeon property. Please do not hesitate to contact us if you have any questions regarding the enclosed Progress Report and Supplemental Statement.

PMB:em **Enclosures** 

JDR95C60.SEL (5/25/95 11:57am)

#### STATE OF CALIFORNIA

### STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS

## STATEMENT OF WATER DIVERSION AND USE (This is not a Water Right)

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